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APPLICATION NUMBER	FILED DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
08/533,834	09/26/95	UEDA	T 279-20117RI

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12M1/0415

EXAMINER

WILSON, J

ART UNIT PAPER NUMBER

1211

20

DATE MAILED: 04/15/97

This is a communication from the examiner in charge of your application.  
COMMISSIONER OF PATENTS AND TRADEMARKS

OFFICE ACTION SUMMARY

☒ Responsive to communication(s) filed on 9/26/95 and 12/13/95

☒ This action is FINAL.

☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 D.C. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire Two month(s), ~~or thirty days~~, ~~whichever is longer~~, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 11 and 12 is/are pending in the application.

Of the above, claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

☒ Claim(s) 11 and 12 is/are allowed.

☐ Claim(s) \_\_\_\_\_ is/are rejected.

☐ Claim(s) \_\_\_\_\_ is/are objected to.

☐ Claims \_\_\_\_\_ are subject to restriction or election requirement.

Application Papers

☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on \_\_\_\_\_ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☒ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☒ All ☐ Some\* ☐ None of the CERTIFIED copies of the priority documents have been

☐ received.

☒ received in Application No. (Series Code/Serial Number) 07/447,512

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\*Certified copies not received: \_\_\_\_\_

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☒ Notice of Reference Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s) \_\_\_\_\_

☐ Interview Summary, PTO-413

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ Notice of Informal Patent Application, PTO-152

08/533,834  
PTOL-328 (Rev. 10/85)

- SEE OFFICE ACTION ON THE FOLLOWING PAGES -

Art Unit: 1211

This application is in condition for allowance except for the following formal matters:

This reissue application was filed without the required offer to surrender the original patent or, if the original is lost or inaccessible, an affidavit or declaration to that effect. The original patent, or an affidavit or declaration as to loss or inaccessibility of the original patent, must be received before this reissue application can be allowed. See 37 CFR 1.178.

The original patent, or an affidavit or declaration as to loss or inaccessibility of the original patent, must be received before this reissue application can be allowed. See 37 CFR 1.178.

The applicant should include any changes, additions, or deletions that were made by the Certificate of Corrections to the original patent grant in the reissue application without underlining or bracketing. Changes set forth in the certificate of Corrections should show up in the printed reissue document as part of the original patent. A clean copy of the specification with Certificate of Correction changes is respectfully requested, see MPEP 1411.01.

Please note the Preliminary Amendment filed September 26, 1995 has not been entered. The instructions as to where the amendment to the specification is requested has not been provided to allow proper entry, (see attachment). Likewise, the amendment submitted September 26, 1995 requesting the replacement of the Abstract of the Disclosure has not been entered because there was no Abstract attached. The request to replace pages 1 and 7 is unclear, as the reissue declaration is set forth in columns. To ensure proper entry of amendments, proper references and directions are respectively requested.

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Applicant is notified that any subsequent amendment to the specification and/or claims must comply with 37 CFR 1.121(e).

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

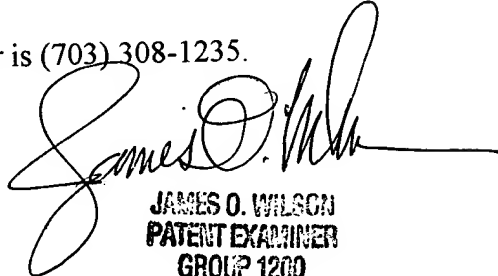
A shortened statutory period for response to this action is set to expire **TWO MONTHS** from the date of this letter.

Applicant is reminded of the continuing obligation under 37 CFR 1.56, to timely apprise the Office of any litigation information, or other prior or concurrent proceeding, involving Patent No. 5,026,835, which is material to patentability of the claims under consideration in this reissue application. This obligation rests with each individual associated with the filing and prosecution of this application for reissue. See MPEP §§ 1404, 1442.01 and 1442.04.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James O. Wilson whose telephone number is (703) 308-4624. The examiner can normally be reached on Monday through Friday from 10:00am to 4:00p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Kight, III, can be reached on (703) 308-0204. The fax phone number for this Examiner is (703) 305-5246.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-1235.

  
JAMES O. WILSON  
PATENT EXAMINER  
GROUP 1200